IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 566 OF 2004

Mukesh M. Panchmatia .. Plaintiff .

vs.

M/s. Jayantilal Khandwala

& Sons & Ors. .. Defendants.

Mr. Ali Murtaza i/by Law Charter

for plaintiff.

None for Defendants.

CORAM : S.U.KAMDAR, J.

DATE : 20th February, 2006.

P.C.

. By an order dated 18.2.2005 made in Summons for Judgment No. 329 of 2004 and 330 of 2004 leave to defend was granted on condition that the defendants were to deposit a sum of Rs. 20 lacs. The defendants have failed to deposit the said amount. Non-deposit certificate issued by the Prothonotary and Senior Master. The same is taken on record. The plaintiff has also tendered compilation of documents. The same is also taken on record and marked Exhibit "A". In so far as Suit No. 595 of 2004 is concerned and Suit No. 245 of

2004 is concerned, they are already decreed by an order dated 16.1.2006. Similarly, in view of non-deposit in the present case also, there shall be a decree as prayed. Refund as per rules. The plaintiff is permitted to take back the original documents on furnishing Xerox copies.